

1 Steven A. Nielsen, CSB 133864
2 100 Larkspur Landing Circle, Suite 216
3 Larkspur, CA 94939
4 415-272-8210
5 Steve@NielsenPatents.com

6 Isaac Rabicoff
7 (*Pro Hac Vice* motion to be filed)
8 RABICOFF LAW LLC
9 73 W Monroe St
10 Chicago, IL 60603
11 773-669-4590
12 isaac@rabilaw.com

13 *Attorneys for Plaintiff*
14 *Pebble Tide LLC*

Katherine D. Prescott, SBN 215496
FISH & RICHARDSON P.C.
500 Arguello Street, Suite 500
Redwood City, CA 94063
Telephone: (650) 839-5070
Facsimile: (650) 839-5071
prescott@fr.com

Joseph A. Hynds
(*Pro Hac Vice* motion to be filed)
ROTHWELL FIGG ERNST & MANBECK, P.C.
607 14th Street, N.W., Suite 800
Washington, DC 20005
Telephone: (202) 783-6040
jhynds@rfem.com

Attorneys for Defendant
August Home, Inc.

12
13 **UNITED STATES DISTRICT COURT**
14 **NORTHERN DISTRICT OF CALIFORNIA**
15 **SAN FRANCISCO DIVISION**

16 PEBBLE TIDE LLC,

17 Plaintiff,

18 v.

19 AUGUST HOME, INC.,

20 Defendant.

Case No. 4:19-cv-02987-HSG

**STIPULATED REQUEST AND ORDER FOR
CONTINUANCE OF CASE MANAGEMENT
CONFERENCE AND EXTENSION OF TIME
TO TIME FILE JOINT CASE MANAGEMENT
STATEMENT [Civ. L.R. 6-2]**

23 **STIPULATION**

24 WHEREAS the Case Management Conference is currently scheduled for October 22, 2019
25 at 2:00pm, and the parties' Joint Case Management Statement is due October 15, 2019 (ECF No.
26 20);
27

1 WHEREAS the parties respectfully request that the Court move the Case Management
2 Conference to December 10, 2019, or to another date thereafter at the court's convenience, and that
3 the parties' Joint Case Management Statement be postponed in relation to the new Case
4 Management Conference date set by the Court;

5 WHEREAS the parties state the following as grounds for this stipulation and joint
6 application for continuance:

- 7 1. This is the parties' second request for continuance of the initial Case Management
8 Conference. Defendant previously received two extensions of time to respond to the
9 Complaint, extending the time to answer or otherwise respond to August 16, 2019
10 (ECF No. 17), and to October 10, 2019 (ECF No. 20). No party has otherwise
11 applied for any extension of time on any subject.
- 12 2. The parties are engaging in discussion and exchange of information with the goal of
13 reaching early resolution of this case. However, the parties have not yet fully
14 conferred regarding initial disclosures, early settlement, discovery plans, and the
15 Joint Case Management Statement. The parties need additional time in which to
16 prepare initial disclosures, prepare a proper discovery plan, and to continue
17 discussing the potential for settlement of this case.

18 NOW, THEREFORE, the parties respectfully request that (1) the initial Case Management
19 Conference be continued to approximately December 10, 2019, or such date thereafter as set by the
20 Court; and (2) the deadline for the parties' Joint Case Management Statement be postponed to seven
21 (7) days before the rescheduled Case Management Conference.

22 In accordance with Local Rule 6-2, a declaration in support of this stipulation is filed
23 concurrently.

24 A proposed order in the form of an endorsement of this stipulation, in accordance with Local
25 Rule 7-12, is provided below.

1 Dated: October 10, 2019

Respectfully submitted,

2
3 By: /s/ Steven A. Nielsen

By: /s/ Katherine D. Prescott

4 Steven A. Nielsen, CSB 133864
5 100 Larkspur Landing Circle, Suite 216
6 Larkspur, CA 94939
7 415-272-8210
8 Steve@NielsenPatents.com

Katherine D. Prescott, SBN 215496
FISH & RICHARDSON P.C.
500 Arguello Street, Suite 500
Redwood City, CA 94063
Telephone: (650) 839-5070
Facsimile: (650) 839-5071
prescott@fr.com

9 Isaac Rabicoff
10 (*Pro Hac Vice* motion to be filed)
11 RABICOFF LAW LLC
12 73 W Monroe St
13 Chicago, IL 60603
14 773-669-4590
15 isaac@rabilaw.com

Joseph A. Hynds*
Jennifer P. Nock*
**Pro Hac Vice* motion to be filed
ROTHWELL FIGG ERNST & MANBECK, P.C.
607 14th Street, N.W., Suite 800
Washington, DC 20005
Telephone: (202) 783-6040
jhynds@rfem.com

Attorneys for Plaintiff
Pebble Tide LLC

Attorneys for Defendant
August Home, Inc.

16 **Local Rule 5-1(i)(3) Attestation**

17 Pursuant to Civil L.R. 5-1(i)(3) regarding signatures, I hereby attest that concurrence in the
18 filing of this document has been obtained for the other signatories in this e-filed document.
19

20 /s/ Steven A. Nielsen
21 Steven A. Nielsen

22 ORDER

23
24 DATED: 10/10/2019

